

Interview Summary	Application No.		Applicant(s)	
	10/621,909		VACCARO ET AL.	
	Examiner		Art Unit	
	Charanjit S. Aulakh		1625	

All participants (applicant, applicant's representative, PTO personnel):

(1) Charanjit S. Aulakh. (3) _____.

(2) Laurelee A. Duncan. (4) _____.

Date of Interview: 10 November 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____.

Claim(s) discussed: 1, 18, 20 and 24-27.

Identification of prior art discussed: _____.

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: An agreement was reached to cancel claims 18 and 20 and furthermore, to amend claims 1 and 24-27 to delete ---or a prodrug ester thereof--- by an examiner's amendment.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required

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DETAILED ACTION

1. According to paper filed on Sep. 13, 2004, the applicants have canceled claims 13 and 19 and furthermore, have amended claims 1-4, 7, 8, 15, 17, 18, 20 and 24-27.
2. Claims 1-12, 14-18 and 20-34 are now pending in the application.

EXAMINER'S AMENDMENT

3. The following amendment is pursuant to a telephone conversation with the applicant's attorney, Ms. Laurelee A. Duncan on Nov. 10, 2004. Although the applicant's attorney did not agree with the examiner regarding enablement rejection of method claims and the indefiniteness of prodrug esters yet in order to advance prosecution, the attorney agreed to cancel method claims and delete prodrug esters without prejudice to pursue this canceled subject matter in a divisional application. The following changes

have been made in claims:

Cancel claims 18 and 20.

In claim 1, delete ---, or a prodrug ester thereof----

In claim 24, delete ---, or a prodrug ester thereof----

In claim 25, delete ---, or a prodrug ester thereof----

In claim 26, delete ---, or a prodrug ester thereof----

In claim 27, delete ---, or a prodrug ester thereof----

REASONS FOR ALLOWANCE

4. The following is an examiner's statement of reasons for allowance:

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Claims 1-12, 14-17 and 21-34, renumbered as claims 1-30, are allowed since the applicants have amended claims to delete non-elected subject matter and to overcome enablement and indefiniteness rejections and furthermore, due to their persuasive arguments regarding remaining indefiniteness rejections. Thus, all rejections under 35 U.S.C. 112, first paragraph and second paragraph as well as objections are now withdrawn.

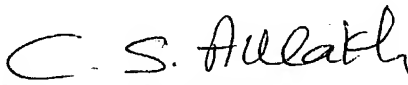
Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charanjit S. Aulakh whose telephone number is (571)272-0678. The examiner can normally be reached on Monday through Friday, 8:30 A.M. to 5:00 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Cecilia Tsang can be reached on (571)272-0562. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Charanjit S. Aulakh
Primary Examiner
Art Unit 1625